

“Watch your thoughts – they become words
Watch your words – they become actions
Watch your actions – they become habits
Watch your habits – they become character
Watch your character – it becomes your destiny.”

NOTICE OF THE FIFTH REGULAR MEETING OF THE 2011-2012 COMMON COUNCIL AT 7:00 P.M., MONDAY, JUNE 6, 2011, IN THE COUNCIL CHAMBERS OF CITY HALL.

AGENDA

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

RESIGNATIONS

MAYOR’S APPOINTMENTS

PUBLIC FORUM

**TOURISM UPDATE FROM THE
SHEBOYGAN COUNTY CHAMBER OF COMMERCE**

MAYOR’S ANNOUNCEMENTS

HEARINGS

- 1. To amend the text of the City of Sheboygan Official Zoning Ordinance so as to permit Junkyard or Salvage Yard as a conditional use within the UI Industrial District.**
- 2. To amend the text of the City of Sheboygan Official Zoning Ordinance in Section 15.205 Regulations Applicable to All Land Uses so as to add (12) Large Scale Buildings.**

CONSENT AGENDA

- 5 – 1 - An R. O. by the Bd. of Water Commissioners recommending filing document submitting a communication from Lester Pierce stating his concerns over the Water Utility charging an assessment for underground services and stating that he is on low income.
- 5 – 2 - An R. O. by the Bd. of Water Commissioners submitting their report on the Water Utility for the first quarter of 2011.
- 5 – 3 - An R. O. by the City Clerk submitting a communication from the Wisconsin Dept. of Administration stating that the proposed annexation of the Schuchardt Farm, LLC, has been reviewed and found to be in the public interest.
- 5 – 4 - An R. O. by Bd. of Contractors Examiners submitting applications for Building Contractor licenses already granted.
- 5 – 5 - An R. O. by the Fin. Dir./Treas. submitting the Finance Dept.'s 2012 Budget schedule.
- 5 – 6 - An R. O. by the Redevelopment Authority recommending filing documents regarding the South Pier Live/Work District Regulation Plan 2011.
- 5 – 7 - An R. O. by the Sheb. Transit Commission recommending filing document submitting a communication from the John Michael Kohler Arts Center making various requests to accommodate their 41st Annual Midsummer Festival of the Arts on July 16 and 17 and approve the requests.
- 5 – 8 - An R. O. by the Sheb. Transit Commission recommending filing document submitting a communication from the Harbor Centre BID making various requests from the City to hold "Taste Sheboygan" on Sept. 15th. and approving the requests.
- 5 – 9 - An R. C. by the Sp. Com. on Risk Mgmt. recommending filing document submitting a Notice of Injury in the matter of Amanda McGettrick and the Sheb. Transit System for alleged injuries while alighting from a bus.
- 5- 10- An R. C. by the Sp. Com. on Risk Mgmt. recommending filing document submitting a claim from John Prinsen for alleged damages to his vehicle when a Police Dept. employee backed out of a parking lot and struck his vehicle and paying the claim in the amount of \$895.02.

- 5- 11- An R. C. by the Sp. Com. on Risk Mgmt. recommending filing document submitting a claim from Robert Theis for alleged damages to his tire because of street damage and directing the City Atty. to send a Notice of Disallowance.
- 5- 12- An R. C. by the Sp. Com. on Risk Mgmt. recommending filing document submitting a claim from Michael Brenner for alleged damages to his vehicle when he struck an aluminum pole in the line of traffic and directing the City Atty. to send a Notice of Disallowance.
- 5-13- An R. C. by Pub. Wks. recommending filing document submitting a communication from Henry Nelson et al., requesting that street lights be installed on Settlement Trail and approving the request.
- 5-14- An R. C. by Sp. Com. on Risk Mgmt. recommending filing document submitting a claim from Michelle Peterson for alleged damages to her tire when she hit a pothole and denying the claim and directing the City Atty. to send a Notice of Disallowance.
- 5-15- An R. C. by Sp. Com. on Risk Mgmt. recommending filing document submitting a claim from Anthony Olson for alleged damages to his home when a water main broke and denying the claim and directing the City Atty. to send a Notice of Disallowance.
- 5-16- An R. C. by Sp. Com. on Risk Mgmt. recommending filing document submitting a claim from American Family Ins. on behalf of their insured Anthony Olson for alleged damages to his home as a result of a water main break.
- 5-17- An R. C. by Finance recommending filing document submitting the Harbor Centre Business Improvement District's Financial Statements for 2010 together with the independent Auditor's report.
- 5-18- An R. C. by Law and Licensing recommending granting various licenses (businesses).
- 5-19- An R. C. by Pub. Prot. & Safety recommending filing document submitting the Fire Chief's report of departmental activity for the period commencing Jan. 1, 2011 and ending March 31, 2011.
- 5-20- An R. C. by Pub. Wks. recommending filing document submitting a communication from the Tourism Director of the Sheb. County Chamber of Commerce requesting use of services and equipment from the Dept. of Pub. Wks. for activities on South Pier during the 4th of July events and approving the requests.

- 5-21 - An R. C. by Law and Licensing recommending granting various licenses (individuals).
- 5-22- An R. C. by Pub. Wks. recommending entering into contract for the provision of (1) new diesel- powered walk-behind concrete saw and trailer for the Motor Vehicle Dept.
1. Res. No. 20-11-12 authorizing entering into contract for the provision of (1) new diesel- powered walk-behind concrete saw and trailer for the Motor Vehicle Dept.

COMMUNICATIONS AND PETITIONS

To Be Referred:

- 5-23- By Ald. Bohren from Michael Toth being an article from the Milwaukee/Sentinel entitled, "Trainee Feels the Heat, Sweat, Fear". **PUBLIC PROTECTION AND SAFETY and COMMITTEE OF THE WHOLE**
- 5-24- By Ald. Van Akkeren from Luke Mattek, President/Coach Sheboygan Area Rugby Football Club, concerning the use of a city field for their football club. **PUBLIC WORKS**

REPORTS OF OFFICERS II

- 5-25- By the City Plan Commission annexing territory to the City of Sheboygan, Wisconsin (Schuchardt Farms, LLC)
1. Gen. Ord. No. 9-11-12 by Ald. Kath and Kittelson annexing territory to the City of Sheboygan, Wisconsin.

To Be Referred:

- 5-26- By the Bldg. Insp. Dept. submitting their report for March and April 2011. **PUBLIC PROTECTION AND SAFETY**
- 5-27- By the City Clerk submitting an agreement between Community Bank & Trust and the Sheboygan Softball Association to award naming rights of the current park, Wildwood Softball Complex, to be named Community Bank & Trust Softball Fields, from 2011 through the 2015 season. **BOARD OF PARKS AND FORESTRY**
- 5-28- By the City Clerk submitting a claim from Antonio Lopez for alleged damages when he was stopped by the Police, patted down and a pocket knife was taken from him and put on the police car and the knife was misplaced. **SPECIAL COMMITTEE ON RISK MANAGEMENT**

- 5-29- By the City Clerk submitting a claim from TransPac Solutions, agent for Auto Club a/s/o Justine Bakes, for alleged damages to her vehicle when it was struck by a City snow plow. **SPECIAL COMMITTEE ON RISK MANAGEMENT**
- 5-30- By the City Clerk submitting a claim from Afni Insurance Service on behalf of their insured, Mark Landgraf, for alleged damages to his vehicle when he was parked in the lot at Fire Station #3 and a fire truck backed into the front bumper. **SPECIAL COMMITTEE ON RISK MANAGEMENT**
- 5-31- By the City Clerk submitting a communication from Christopher Gable requesting a waiver of the Sex Offender Residency restrictions in order to move to 1226 St. Clair Ave. **PUBLIC PROTECTION AND SAFETY**
- 5-32- By the City Clerk submitting a request for a waiver of the Sex Offender Residency restrictions from Albert Webster in order to move to 2533 N. 15th Pl. **PUBLIC PROTECTION AND SAFETY**
- 5-33- By the City Clerk submitting a communication from the Wis. Dept. of Corrections requesting a waiver of the Sex Offender Residency restrictions on behalf of Benjamin E. Walker to TLP at 1123/1125 N. 14th St. or 930A Michigan Ave. **PUBLIC PROTECTION AND SAFETY**
- 5-34- By the City Clerk submitting a communication from Kevin Traas requesting a waiver of the Sex Offender Residency restrictions to move to 730 Grand Ave. **PUBLIC PROTECTION AND SAFETY**
- 5-35- By the City Clerk submitting a communication from the Wis. Dept. of Corrections requesting a waiver of the Sex Offender Residency restrictions on behalf of Rene Cordova to be placed in TLP located at 1123/1125 N. 14th St. or 930A Michigan Ave. **PUBLIC PROTECTION AND SAFETY**
- 5-36- By the Dep. Fin. Dir./Treas. submitting the Harbor Centre Marina Balance Sheet from operations dated April 30, 2011, as submitted by Skipper Marine. **MARINA AND HARBOR**
- 5-37- By the Dep. Dir. of Pub. Wks. submitting resume of bids for the new toilet facilities and pavilions, Cleveland Park, Veterans Park and Optimist Park. **PUBLIC WORKS**

5-38- By the Fire Chief submitting the 1st quarter 2011 EMS Quality Assurance and Quality Improvement Report (January 1, 2011 – March 31, 2011). PUBLIC PROTECTION AND SAFETY

5-39- By the Purchasing Agent submitting report documenting bids for the purchase of (1) 6,000# capacity LP-Gas powered forklift truck and accessories for use at the Municipal Service Building. PUBLIC WORKS

RESOLUTIONS INTRODUCED III

5-40- By Ald. Hammond approving the terms and conditions of the Ground Lease between Redevelopment Authority and Sheboygan County Chamber of Commerce, Inc.

Lies Over:

5-41- By Ald. Hammond, Matichek and Van Akkeren authorizing a transfer of appropriations in the 2011 Budget (establish advance for professional services to establish TIF Funds 14 and 15).

5-42- By Ald. Hammond, Matichek and Van Akkeren authorizing entering into a contract for audio visual equipment for the Council.

5-43- By Ald. Hammond, Matichek and Van Akkeren authorizing a transfer of appropriations in the 2011 Budget (establish appropriation for audio visual equipment for Council chambers).

To Be Referred:

5-44- By Ald. Bohren authorizing entering into contract with Quasius Construction for the construction of new toilet facilities and pavilions at Cleveland Park, Veterans Park and Optimist Park. PUBLIC WORKS

5-45- By Ald. Bohren authorizing entering into contract with Wis. Life Truck, Inc., for the purchase of one (1) 6,000# capacity LP-Gas powered lift truck for use at the Municipal Service Bldg. PUBLIC WORKS

5-46- By Ald. Hammond authorizing a transfer of appropriations in the 2011 Budget (establish revenue and appropriations for Wis. Dept. of Revenue grant for developing a conservation plan for 177 acres on the Schuchardt property). FINANCE

REPORT OF COMMITTEE VI

- 5-47- By Law and Licensing recommending denying Beverage Operator's License #7081 based upon his failure to include all relevant convictions on his application, his record of violations, and his failure to cooperate with the Committee.

REPORT OF COMMITTEE VIII

- 5-48- By Finance executing a grant agreement with the Dept. of Natural Resources and the City of Sheboygan for the purpose of developing a conservation plan for 177 acres on the Schuchardt property.
1. Res. No. 19-11-12 by Ald. Hammond executing a grant agreement with the Dept. of Natural Resources and the City of Sheboygan for the purpose of developing a conservation plan for 177 acres on the Schuchardt property.

MATTERS LAID OVER XI

- 4-27- R. O. No. 30-11-12 by the City Plan Commission relative to amending the text of the City of Sheboygan Official Zoning Ordinance so as to permit Junkyard or Salvage Yard as a conditional use within the UI Urban Industrial District.
1. Gen. Ord. No. 1-11-12 by Ald. Sampson relative to amending the text of the City of Sheboygan Official Zoning Ordinance so as to permit Junkyard or Salvage Yard as a conditional use within the UI Urban Industrial District.
- 4-28- R. O. No. 31-11-12 by the City Plan Commission relative to amending the text of the City of Sheboygan Official Zoning Ordinance in Sec. 15.205 Regulations Applicable to All Land Uses so as to add (12) Large Scale Buildings.
1. Gen. Ord. No. 2-11-12 by Ald. Sampson relative to amending the text of the City of Sheboygan Official Zoning Ordinance in Sec. 15.205 Regulations Applicable to All Land Uses so as to add (12) Large Scale Buildings.
- 4-47- Res. No. 18-11-12 by Ald. Hammond, Rindfleisch, Bohren, Matichek and Van Akkeren authorizing a transfer of appropriations in the 2011 budget (establish revenue and appropriation for donations to the Police Dept. for community policing; donations for K-9 services; donation to the Fire Dept. for thermal imaging camera).

OTHER MATTERS AUTHORIZED BY LAW

- 5-49- An R. C. by Marina and Harbor Committee recommending filing document submitting the Harbor Centre Marina Balance Sheet from operations dated March 31, 2011, as submitted by Skipper Marine.

**5-50- An R. O. by the City Clerk submitting a claim from AT&T for alleged damages to their buried telephone cable while the City was excavating for a water service.
SPECIAL COMMITTEE ON RISK MANAGEMENT**

5-51- An R. O. by the City Clerk granting various licenses.

ADJOURN

SUSAN RICHARDS
City Clerk

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Persons with disabilities who need accommodations to attend the meeting should contact the City Clerk's Office, at 828 Center Ave., Susan Richards, at 459-3361, as soon as possible.

In compliance with State of Wisconsin Open Meetings Laws,
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City's website